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# A BILL FOR AN ACT

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RELATING TO THE HAWAII PAROLING AUTHORITY.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1.   Section 353-61, Hawaii Revised Statutes, is  
2   amended by amending subsection (a) to read as follows:

3           "(a)   Members of the paroling authority shall be nominated  
4   by a panel composed of the chief justice of the Hawaii supreme  
5   court~~[7]~~ or the chief justice's designee, the director~~[7]~~ or the  
6   director's designee, the president of the Hawaii State Bar  
7   Association~~[7]~~ or the president's designee, a representative  
8   designated by the head of the Interfaith Alliance Hawaii, a  
9   member from the general public to be appointed by the governor,  
10   and the president of the Hawaii chapter of the National  
11   Association of Social Workers~~[7]~~ or the president's designee.

12   The panel shall submit to the governor the names of not less  
13   than three persons, designated as the nominees, for chairperson  
14   or as a member, for each vacancy.   The requirement for  
15   nomination by the panel established under this section shall  
16   only apply to a nominee's nomination by the governor to an  
17   initial term on the paroling authority and not to any subsequent  
18   consecutive term of a sitting paroling authority member or



1 chairperson whose initial appointment to office was made  
2 pursuant to a nomination by the panel."

3 SECTION 2. Section 353-62, Hawaii Revised Statutes, is  
4 amended by amending subsection (b) to read as follows:

5 "(b) In its operations, the paroling authority shall:

6 (1) Keep and maintain a record of all meetings and  
7 proceedings;

8 (2) Make public no more than thirty days after a parole  
9 release hearing the following information:

10 (A) The prisoner's name; and

11 (B) Whether the parole request was approved or  
12 denied;

13 ~~[(2)]~~ (3) Send a detailed report of its operations to the  
14 governor every three months;

15 ~~[(3)]~~ (4) In promulgating rules, conform to chapter 91;

16 ~~[(4) In all matters]~~ (5) Allow each prisoner a hearing  
17 before a panel of three of its members, which shall  
18 act by a majority of [its] the panel members; provided  
19 that if it is determined immediately preceding or  
20 during the course of a hearing that a sitting panel  
21 member must be recused due to a conflict of interest



1           or illness, the panel may proceed with two members;  
2           and  
3       ~~[(5)]~~ (6) Appoint an administrative secretary and such  
4           other clerical and other assistants as may be  
5           necessary within the limits of available  
6           appropriations, subject to any applicable salary  
7           classification and civil service schedules, laws, and  
8           rules."

9           SECTION 3. Statutory material to be repealed is bracketed  
10       and stricken. New statutory material is underscored.

11       SECTION 4. This Act shall take effect upon its approval.



**Report Title:**

Hawaii Paroling Authority; Panel Members

**Description:**

Allows certain members of the panel that nominates members for the Hawaii Paroling Authority to appoint a designee. Requires certain parole hearing information to be made public in a specified time frame. Requires three Paroling Authority panel members for quorum, unless it is determined that a sitting panel member must be recused due to a conflict of interest or illness, then the panel may proceed with two members. (CD1)

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